

REMARKS/ ARGUMENTS

The foregoing amendment and the following arguments are provided to impart precision to the claims, by more particularly pointing out the invention, rather than to avoid prior art.

Oath/Declaration and 35 U.S.C. § 251 Rejections

Examiner stated that the reissue oath/declaration filed with this reissue application is defective because it fails to contain a statement that all errors, which are being corrected in the reissue application up to the time of filing of the oath/declaration, arose without any deceptive intention on the part of the applicant.

A revised declaration is submitted for the examiner's consideration. The revised declaration indicates that all errors arose without any deceptive intent on the part of the applicant.

35 U.S.C. § 112 Rejections

Examiner rejected claim 30 under 35 U.S.C. § 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.

Claim 30 has been amended.

35 U.S.C. § 103(a) Rejections

Examiner rejected claims 1-7, 9-14, 16-26, 28-32, 35-42, 45-48, and 52 under 35 U.S.C. § 103(a) as being unpatentable over U.S. Patent 5,583,316 (hereinafter "Kitahara").

To establish *prima facie* obviousness of a claimed invention, all the claim limitations must be taught or suggested by the prior art. *In re Royka*, 490 F.2d 981, 180 USPQ 580 (CCPA 1974). (Manual of Patent Examining Procedure (MPEP) ¶ 2143.03).

As amended, independent claims include the claim limitation, or limitation similar thereto, of: an air duct directing an air flow from an inlet port, located at or near a middle of the air duct, -to a first and second exit port located at opposite ends of the air duct. Kitahara does not disclose, nor suggest the claimed limitation of an air flow from an inlet port, located at or near a middle of the air duct, -to a first and second exit port located at opposite ends of the air duct.

As a result of Kitahara failing to disclose or suggest the claimed limitation, applicant' s independent claims are patentable over Kitahara. Moreover, the remaining claims depend from one of the independent claims that include the distinguished claimed limitation. Therefore, applicant' s dependent claims are also patentable over Kitahara.

CONCLUSION

Applicants respectfully submit the present application is in condition for allowance. If the Examiner believes a telephone conference would expedite or assist in the allowance of the present application, the Examiner is invited to call John Ward at (408) 720-8300, x237.

Authorization is hereby given to charge our Deposit Account No. 02-2666 for any charges that may be due.

Respectfully submitted,

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Date: January 14, 2005

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